



#13/Response
PATENT
Att'y Dkt: 12307/100168

J. Lewis

10/17/02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of: Boesch, B.

Serial Number: 09/240,250

Filing Date: January 29, 1999

Title: System and Method for E-mail Invoked
Electronic Commerce Using a Wallet

Group Art Unit: 3625

Examiner: Nguyen, C.

COMMISSIONER FOR PATENTS
Washington, DC 20231

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GROUP 3600

RESPONSE TO OFFICE ACTION

SIR:

The Applicant submits the following remarks to the Office Action mailed July 29, 2002, the three-month shortened statutory period for response expiring on October 29, 2002.

REMARKS

The Office Action mailed July 29, 2002 has been carefully reviewed and the following remarks are made in response thereto. Claims 1-79 are rejected under 35 U.S.C. § 103(a) as being unpatentable over amazon.com, Inc. in view of Official Notice. Claims 1-79 are pending. This rejection is respectfully traversed.

In view of the following remarks, the Applicant submits that claims 1-79 are allowable over the cited art, and respectfully requests that the Examiner reconsider and withdraw the pending § 103 rejection.

The Claims Are Allowable Over the Cited Art

In the first Office Action, mailed January 31, 2002, the Examiner provided a 16-page example of a web site sponsored by Amazon.com, Inc. (i.e., <http://www.amazon.com> et seq.), and cites to this example to allegedly illustrate many of the elements of claims 1-79 (see, Office Action at Paragraph 4). In the pending Office Action, mailed July 29, 2002, the Examiner again cites to "amazon.com, Inc." and maintains his rejection of claims 1-79 (see, Office Action at Paragraph 4). However, the web pages provided by the Examiner depict a printing date of